

6. The parties propose this case will be ready for a jury trial anytime after May 1, 2014. The parties anticipate the case will require three (3) days for trial.

7. This case involves claims by Plaintiff Wilder Auto, LLC (“Plaintiff”) against Defendant for breach of contract, declaratory judgment, bad faith and vexatious refusal to pay from an insurance policy purchased by Plaintiff from The Cincinnati Insurance Company (“Defendants”). The claims relate to Defendant’s refusal to pay Plaintiff’s claims involving losses covered by the policy issued by Defendant in favor of Plaintiff. The discovery in the case will revolve around the policy, coverage under the policy, acts in which Plaintiff claims it was damaged, including but not limited to, Defendant’s alleged conduct, as well as the nature and extent of the actual damages sustained. Defendant anticipates asserting defenses to Plaintiff’s claims and to the damages alleged. These are the facts considered by the parties in arriving at the proposed deadline for the completion of discovery in the case.

8. The parties expect discovery will be conducted on Plaintiff’s claims of declaratory judgment and breach of contract related to insurance coverage, the alleged prohibited behavior by the Defendant, Plaintiff’s claimed damages as well as Defendant’s defenses to Plaintiff’s claims. The parties expect to promulgate written requests for the production of documents and interrogatories and request for admissions. They anticipate expert witness testimony will be required in furtherance of their claims, and depositions will need to be taken. Parties do not believe discovery should be conducted in phases or limited to or focused upon any particular issues.

9. The parties agree certain documents will be the subject of discovery for which a Protective Order will be necessary. The parties agree to work together in an effort to file a Joint Motion for Entry of a Stipulated Protective Order. If, for some reason, the parties are unable to

agree on language for a Joint Motion, the parties shall file a joint motion setting forth those areas upon which they agree and stating the areas that require resolution by the Court.

10. Due to scheduling conflicts of the parties and their counsel, the parties have stipulated and agreed to exchange the initial disclosures required by Rule 26(a)(1) on or before April 26, 2013, subject to the approval of the Court.

Dated: April 9, 2013

POLSINELLI SHUGHART PC

/s/ James E. Meadows

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